

**MINUTES OF PUBLIC MEETING  
FOR THE CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD  
FOR THE JUDICIARY**

A Public Meeting of the Corrections Officer Retirement Plan Local Board for the Judiciary was convened Tuesday, January 7, 2020 at 10:00 a.m., Conference Room 109, Arizona State Courts Building, 1501 West Washington Street, Phoenix, Arizona.

**Board Members Present in Conference Room 109:** Kevin Kluge, Chair; Mark Smalley; Jason Hathcock

**Board Member Present by Conference Call:** Scott Mabery

**Board Member Absent:** Jennifer Fish

**Also Present in Conference Room 109:** Vanessa Haney, Board Secretary; Alicia Bocardo, Recorder; Ottmar & Associates, Court Reporter; Kenneth Gorr

**Call to Order:**

**Approval of the Minutes:**

December 3, 2019 – Public Meeting Minutes

**MOTION: A motion to approve the public minutes of the December 3, 2019 meeting was made by Jason Hathcock.** The motion was seconded and passed unanimously; minutes stand approved. **CORP 2020-01**

**Consideration of Disability Application:**

**#19-03, Kenneth Gorr: Ordinary Disability IME Review**

The Board received Application #19-03 for Ordinary Disability benefits from Kenneth Gorr on November 13, 2019. The applicant is a Maricopa County Adult Probation Officer with 15.504 years of credited service with CORP. The applicant identified the disabling conditions as: “two strokes; Basilar Artery Stenosis; brain aneurysm”. The applicant was notified via certified letter that the Board would consider the application at this meeting and of the applicant’s right to attend. The applicant initialed the Waiver of Confidentiality provision, to allow discussion of the medical condition in open public meeting. The criteria for Ordinary Disability benefits per A.R.S. §38-886.01 are: “Ordinary disability” means a physical condition that the local board determines will prevent an employee from totally and permanently performing a reasonable range of duties within the employee's department or a mental condition that the local board determines will prevent an employee from totally and permanently engaging in any substantial gainful activity.

Dr. Jody Reiser performed an Independent Medical Examination of the applicant on December 23, 2019. A copy of Dr. Reiser’s IME report was provided to the Board for review.

A copy of A.R.S. §38-886.01 governing Local Board consideration of applications for Ordinary Disability was included for reference purposes.

The Chair acknowledged that applicant #19-03, Kenneth Gorr, was present in person at the meeting.

Board member Mark Smalley asked Mr. Gorr if he was still employed with Maricopa County.

Mr. Gorr replied that he was currently on leave without pay until a decision on his case has been made. The Chair proceeded to ask Mr. Gorr if he had any statement to share. The applicant stated that a copy of his IME was received, and he thanked the Board for their time.

Board member Mark Smalley inquired if the approval of Mr. Gorr's disability benefits is dependent and effective upon the date of resignation.

The Chair stated that applicants cannot be employed by the county by the date the disability benefit becomes effective. The Board Secretary advised the Board that she would get in contact with Mr. Gorr and Maricopa County to establish the official last day of employment.

Board member Jason Hathcock stated for the record that he was in favor of approving the ordinary disability application and to not put the case for further review because the doctor found Mr. Gorr to be totally and permanently disabled and added that the date of first review, according to Guidelines for Periodic Reevaluation of Disability Benefits, would surpass the applicant's 20<sup>th</sup> year of service.

**MOTION: A motion to approve the application for Ordinary Disability Retirement benefits from applicant #19-03, Kenneth Gorr, based on the findings of the Independent Medical Evaluation conducted by Dr. Jody Reiser for the Local Board, as set forth in the report dated December 23, 2019 and the Form C5-LB-O dated December 23, 2019; approve an Ordinary Disability Benefit for Kenneth Gorr in about the amount of \$2360.51; note that case #19-03 not be set for review in the future, was made by Mark Smalley. The motion was seconded and passed unanimously. CORP 2020-02**

Mr. Gorr promptly left the conference room at 10:09 a.m.

#### **Approval of Normal Retirement Benefits:**

There were nine applications for Normal Retirement benefits submitted for the Board's approval pursuant to A.R.S. § 38-893 (D).

**MOTION: A motion to approve the payment of Normal Retirement benefits to the following applicants in about the following amounts, effective January 1, 2020 was made by Jason Hathcock. The motion was seconded and passed unanimously. CORP 2020-03**

Wilbur Brown	\$2,972.33
Franklin Dull	\$1,627.00
Allison Enriquez	\$2,964.50
Heidi Heniger	\$2,984.67

Dariusz Kot	\$2,313.33
Herbert Smith	\$2,796.59
Kenneth Smith	\$3,413.96; Reverse DROP Estimate \$119,872.09
Gabriel Velasco	\$2,819.04
Jacqueline Williams	\$3,506.00; Reverse DROP Estimate \$ 42,474.06

### **Approval of Death Benefits:**

An application for death benefits was submitted for the Board's approval pursuant to A.R.S. §38-887.

**MOTION: A motion to approve the payment of a Death Benefit to the following beneficiary in about the following amount was made by Jason Hathcock.** The motion was seconded and passed unanimously. **CORP 2020-04**

Member: Eva Berg (Deceased 5/31/17)  
Benefit Payable to Designated Beneficiary:  
Rebekah Sicairos: \$12,544.50

### **Approval of Membership:**

The Local Board may consider and vote on the approval of the following requests for membership or defer decision to a later date:

Bhakta, Chandni	Maricopa	12/08/2019
Drake, Jay	Maricopa	12/08/2019
Duke, Jeri	Maricopa	10/07/2019
Martinez Frayre, Sandra	Maricopa	12/08/2019
Owens, James	Mohave	11/24/2019
Radmanovich, Stevan	Mohave	12/02/2019
Romero, Delfina	Navajo	11/30/2019
Scott, Stella	Graham	12/01/2019
Smith, Evelyn	Mohave	12/13/2019
Welty, Joan	Maricopa	11/24/2019
Bhakta, Chandni	Maricopa	12/08/2019
Drake, Jay	Maricopa	12/08/2019

**MOTION: A motion to approve the 10 applicants listed on the agenda for this meeting for membership in CORP pursuant to A.R.S. §38-893.D and to note for the record that the physical examinations for Stevan Radmanovich, Delfina Romero and Stella Scott identified a physical or mental condition or injury that existed or occurred before their date of membership in the plan, was made by Scott Mabery.** The motion was seconded and passed unanimously. **CORP 2020-05**

See Attachment A to these minutes for details of the membership approved at this meeting.

### **Future Agenda Items:**

The Board Secretary advised the Board that the IME decision for applicant #19-02, Matthew Baack, will be placed on the February 4, 2020 agenda. Additionally, the Board Secretary informed the Board that an application for death benefits will also be placed on the February 4, 2020 agenda for the Board's review.

**Call to the Public:**

No members of the public addressed the Board.

The meeting was adjourned at 10:22 a.m.

Transcribed January 9, 2020